

Mississippi Secretary of State
700 North Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Department of Education		CONTACT PERSON Daphne Buckley	TELEPHONE NUMBER 601.359.3631
ADDRESS Mississippi Teacher Center; P.O. Box 771		CITY Jackson	STATE MS
EMAIL dbuckley@mde.k12.ms.us	SUBMIT DATE 01/25/2013	Name or number of rule(s): Revision to State Board Policy 1706: Commission, Hearings and Appeals.	

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The Mississippi Code of 1972 Annotated (Revised 196), Section 37-3-2 915), authorizes the Commission on Teacher and Administrator Education, Licensure and Development (The Commission) to promulgate procedures for certification hearings delineated under Section 37-3-2 of the Code. The Commission reviewed the Rules of Procedure Governing Disciplinary Proceedings of the Commission on Teacher and Administrator Education, Certification and Licensure and Development during its November Retreat. This review was due to the adoption of the Educator Code of Ethics, increased reporting of violations by school districts and the establishment of the Division of Educator Misconduct within the Office of Educator Licensure. The Commission is requesting several updates to the existing policy to assist the Division of Educator Misconduct.

Specific legal authority authorizing the promulgation of rule: Mississippi Code 37-3-2

List all rules repealed, amended, or suspended by the proposed rule: Guidelines for Mississippi Educator Licensure

ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES

____ Original filing
____ Renewal of effectiveness
To be in effect in ____ days
Effective date:
____ Immediately upon filing
____ Other (specify): _____

PROPOSED ACTION ON RULES

Action proposed:
____ New rule(s)
☒ Amendment to existing rule(s)
____ Repeal of existing rule(s)
____ Adoption by reference
Proposed final effective date:
☒ 30 days after filing
____ Other (specify): _____

FINAL ACTION ON RULES

Date Proposed Rule Filed: _____
Action taken:
____ Adopted with no changes in text
____ Adopted with changes
____ Adopted by reference
____ Withdrawn
____ Repeal adopted as proposed
Effective date:
____ 30 days after filing
____ Other (specify): _____

Printed name and Title of person authorized to file rules: Daphne Buckley, Deputy State Superintendent

Signature of person authorized to file rules: *Daphne A. Buckley*

OFFICIAL FILING STAMP

Accepted for filing by

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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.